IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.20209 of 2008
SANJAY YADAV
Versus
STATE OF BIHAR
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6. **08.09.2008** Heard learned counsel for the petitioner and the State.

Petitioner is an accused in a case registered for the offences under Sections 382, 120A, 379 of the Indian Penal Code.

It is submitted that the petitioner is not named accused. However, during investigation, it has come that he has been made accused in this case on the confessional statement of the driver to the effect that while truck was caught, this petitioner and co-accused Ram Pravesh Yadav came there. However, no material has come against this petitioner in connection with the above crime except that the co-accused named this petitioner that he also came there. It is further submitted that co-accused Ram Pravesh Yadav, who is also made accused on the confessional statement of the driver Rajiv Kumar has been allowed bail by order dated 26.08.2008 passed in Cr. Misc. No. 19293 of 2008 alongwith Cr. Misc. No. 18443 of 2008.

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Having considered the submissions as noted above and the materials brought on record, it is directed that in the event of arrest or surrender within a period of four weeks from today, the petitioner, namely, Sanjay Yadav be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Railway Judicial Magistrate, Khagaria in connection with Khagaria Rail P.S. Case

No. 05 of 2008 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

Jagdish/- **(Shailesh Kumar Sinha,J)**

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